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Atorneys for Defendant
IRWIN INDUSTRIAL TOOL COMPANY (erroneously sued as "Benzomatic")

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Defendant HOME DEPOT U.S.A., INC. hereby applies to substitute in Shook, Hardy, & Bacon, LLP as its attorney of record in this action in the place of Jenkins Goodman Neuman & Hamilton LLP, 417 Montgomery Street, 10th Floor, San Francisco, CA 94104. Defendant HOME DEPOT U.S.A., INC. and its counsel have consented to said substitution as indicated below by execution of this application.

Dated: August 26, 2006

JENKINS GOODMAN NEUMAN &
HAMILTON LLP

By: PAVAN L. ROSATI
PAVAN L. ROSATI

I accept this substitution.

Dated: August 31, 2006

SHOOK, HARDY & BACON L.L.P.

By:

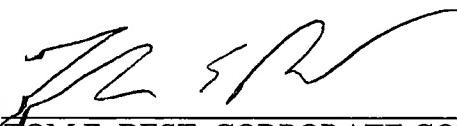

MICHAEL C. OSBORNE
RANDALL HAIMOVICI

I consent to this substitution.

Dated: August 23, 2006

DEFENDANT HOME DEPOT U.S.A., INC.

By:


TOM E. BEST, CORPORATE COUNSEL
HOME DEPOT U.S.A., INC. Director - Legal

ORDER

Defendant's application for substitution of attorneys is granted.

Dated: 9/6/06

